## IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

## <u>STIPULATION BETWEEN MOVANT AND DEBTORS REGARDING</u> <u>DEBTORS' CHAPTER 13 PLAN DATED DECEMBER 31, 2019</u>

| AND N          | NOW, to-wit, this                | day of                              |       | 2020,    |
|----------------|----------------------------------|-------------------------------------|-------|----------|
| Movant, First  | Commonwealth Bank (the "Ba       | nk") and Debtors, Robert J. Leistne | r and | Linda A. |
| Leistner ("Deb | otors") by their undersigned cou | nsel stipulate as follows:          |       |          |

(a) The Bank filed a secured Proof of Claim in the amount of \$43,446.79 for amounts due the Bank for a loan made to Debtors which is secured by a mortgage on Debtors' commercial real estate known as 916 Penn Avenue, Pittsburgh, PA 15221, and all Debtors' business assets ("Claim No. 7-1").

- (b) Pursuant to the Promissory Note, the loan matures on December 8, 2020.
- (c) Debtors and the Bank hereby agree that the Bank's Claim No. 7-1 shall be paid as follows:
  - (i) The Bank's principal of \$17,985.07 shall be amortized over the 5-year term of the Plan at six percent (6%) interest per annum and paid in monthly installments of \$347.70; and
  - (ii) The Bank's pre-petition interest, late fees, attorneys' fees, and attorneys' costs of \$25,461.72 shall be paid without interest over the 5-year term of the Plan in monthly payments of approximately \$424.36.

BY THE COURT:

Gregory L. Taddonio

United States Bankruptcy Judge

**BONONI & COMPANY** 

McGRATH McCALL, P.C.

By: /s/ Corey J. Sacca

Corey J. Sacca, Esquire PA I.D. No. 306741

20 N. Pennsylvania Avenue, Suite 201

Greensburg, PA 15601 Telephone: 724-832-2499 Facsimile: 724-836-0370

Email: csacca@bononilaw.com

Attorneys for Debtors, Robert J. Leistner and Linda A. Leistner

By: /s/ Gary W. Darr

Gary W. Darr, Esquire
PA I.D. No. 90857
Four Gateway Center, Suite 1040
444 Liberty Avenue
Pittsburgh, PA 15222
Telephone (412) 281-4333
Facsimile (412) 281-2141
gdarr@lenderlaw.com

Attorneys for Movant, First Commonwealth Bank

## **CHAPTER 13 TRUSTEE**

By: /s Owen W. Katz
Owen W. Katz, Esquire
PA I.D. No. 36473
okatz@chapter13trusteewdpa.com

Attorney for Trustee